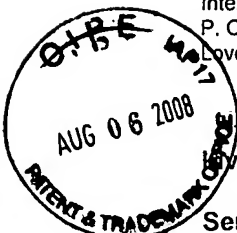


*AF/\$*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jayati Ghosh et al.

Serial No.: 10/763,645

Examiner: ABDI, Amara

Filing Date: January 22, 2004

Group Art Unit: 2624

Title: Classification of pixels in a microarray image based on pixel intensities and a preview mode facilitated by pixel-intensity-based pixel classification

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, May 2, 2008 , rejecting the following claims 1-9, 11 and 14-20

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

- |                          |              |           |
|--------------------------|--------------|-----------|
| <input type="checkbox"/> | one month    | \$ 120.00 |
| <input type="checkbox"/> | two months   | \$ 450.00 |
| <input type="checkbox"/> | three months | \$1020.00 |
| <input type="checkbox"/> | four months  | \$1590.00 |

☐ The extension fee has already been filled in this application.

☒ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-1078** the sum of \$ 510 . At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: August 4, 2008 OR

☐ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile:

Typed Name: Joanne Bourguignon

Signature: *Joanne Bourguignon*

Respectfully submitted,

Jayati Ghosh et al.

By

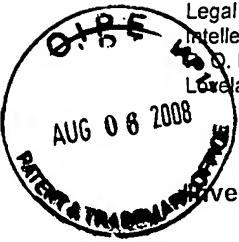
*Robert W. Bergstrom*  
Robert W. Bergstrom  
Attorney/Agent for Applicant(s)

Reg. No. 39,906

Date: August 4, 2008

Telephone No. 206.621.1933

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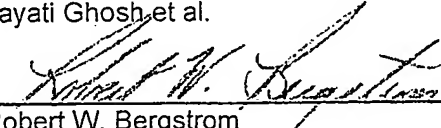
Typed Name: Joanne Bourguignon

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